

#10/3

Attorney Docket: 990667/RSB

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicants : Ludwig WILDT et al.
Serial No. : 09/403,940
Filed : January 12, 2000
For : DEVICE FOR DETERMINING
FLUCTUATIONS IN END
EXPIRATORY GASES, METHOD
FOR DETERMINING FLUCTUATIONS
IN RESPIRATORY METABOLISM AND
THE USE OF SAID DEVICE
Art Unit : 1743
Examiner : GAKH

**AMENDMENT AND RESPONSE
TO RESTRICTION REQUIREMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: OFFICE OF PETITIONS

S I R :

This is a response to the Office Action of August 29, 2001
(Paper No. 6), which is a Restriction Requirement under 35 USC
121. Please amend the application as follows:

IN THE CLAIMS:

Please add the following claim:

--29. (New) The method according to claim 18, wherein the
generating of a signal is used for prediction of ovulation.--

MAIL STOP PETITION

CERTIFICATE OF MAILING

I hereby certify this
correspondence is being
deposited with the United
States Postal Service with
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Commissioner for Patents,
P.O. Box 1450
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on the date noted below.

Attorney: Richard S. Barth

Dated: June 5, 2003

In the event that this Paper
is late filed, and the
necessary petition for
extension of time is not filed
concurrently herewith, please
consider this as a Petition
for the requisite extension of
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